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BK 319 PG 358
W.E. DAVIS CH. CLK.

IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

D. M. YARBRO AND WIFE PATTY J. YARBRO,
PLAINTIFFS

VERSUS

NO. 97-2-205

PEOPLES BANK & TRUST COMPANY, NATIONAL BANK OF COMMERCE
ALL LOT OWNERS IN SECTION D,
FIRST EDITION, GREEN "T" LAKES SUBDIVISION,

AND ALL INTERESTED PERSONS

RESPONDENTS

ORDER ALTERING SUBDIVISION PLAT OF SECTION D, GREEN "T"
LAKES SUBDIVISION, FIRST EDITION, AS TO LOTS 55 AND 56 ONLY

THIS CAUSE came on for hearing on the Complaint of D. M. Yarbrow and Wife, Patty J. Yarbrow, pursuant to Section 19-27-31 of the Mississippi Code Annotated (1972, as amended), to alter the plat of Section D, First Edition, Green "T" Lakes Subdivision, as to lot 55 and lot 56 only and the Court having considered the Complaint and proof given well taken, does find as follows:

1. A. Plaintiffs are D. M. Yarbrow and Wife, Patty J. Yarbrow, adult resident citizens of DeSoto County, Mississippi who reside at 548 Bradley Drive, Hernando, Mississippi 38632

B. (1) Respondents are Peoples Bank & Trust Company, Box 709, 209 Troy Street, Tupelo, Mississippi 38801-4827, first lien holder of lots 55 and 56, Section D, First Edition, Green "T" Lakes Subdivision.

FILED

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(2) National Bank of Commerce, Equity Credit Line Center, P.O. Box 2159, Memphis, Shelby County, Tennessee 38101-2159, second lien holder on lot 55, Section D, First Edition, Green "T" Lakes Subdivision.

(3) David L. and Marcia W. Thrailkill, adult resident citizens of DeSoto County, Mississippi currently residing at 896 Palmer Drive, Hernando, Mississippi 38632, owners of lot 79, Section D, First Edition, Green "T" Lakes Subdivision.

(4) James F. and Alice C. Gunn, adult resident citizens of DeSoto County, Mississippi, currently residing at 866 Palmer Drive, Hernando, Mississippi 38632, owners of lot 80, Section D, First Edition, Green "T" Lakes Subdivision.

(5) Bettye J. Webster, adult resident citizen of DeSoto County, Mississippi, currently residing at 241 Green "T" Lake Boulevard, Hernando, Mississippi 38632, owner of lot 1B, Section D, First Edition, Green "T" Lakes Subdivision.

(6) Josepha B. May, adult resident citizen of DeSoto County, Mississippi, currently residing at 533 Bradley Drive, Hernando, Mississippi 38632, owner of lot 51, Section D, First Edition, Green "T" Lakes Subdivision.

(7) Ronald E. and Patricia W. Young, adult resident citizens of DeSoto County, Mississippi, currently residing at 571 Bradley Drive, Hernando,

Mississippi 38632, owners of lot 52, Section D, First Edition, Green "T" Lakes Subdivision.

(8) R. Gene Hitt, adult resident citizen of DeSoto County, Mississippi, currently residing at 635 Bradley Drive, Hernando, Mississippi 38632, owner of lot 53, Section D, First Edition, Green "T" Lakes Subdivision.

(9) Harold and Kay Brasher, adult resident citizens of DeSoto County, Mississippi, currently residing at 610 Bradley Drive, Hernando, Mississippi 38632, owners of lot 54, Section D, First Edition, Green "T" Lakes Subdivision.

(10) Danny W. Burns, adult resident citizen of DeSoto County, Mississippi, currently residing at 414 Green "T" Boulevard East, Hernando, Mississippi 38632, owner of lot 57, Section D, First Edition, Green "T" Lakes Subdivision.

(11) Dallas E. and Ardella N. Westgard, adult resident citizens of DeSoto County, Mississippi, currently residing at 360 Green "T" Boulevard East, Hernando, Mississippi, 38632, owners of lot 58, Section D, First Edition, Green "T" Lakes Subdivision.

(12) Anthony and Josephine Muzzi, adult resident citizens of DeSoto County, Mississippi, currently residing at 320 Green "T" Boulevard East,

Hernando, Mississippi 38632, owners of lot 59, Section D, First Edition, Green "T" Lakes Subdivision.

(13) Darrell K. and Mary H. Winters, adult resident citizens of DeSoto County, Mississippi, currently residing at 272 Green "T" Boulevard East, Hernando, Mississippi 38632, owners of lot 60, Section D, First Edition, Green "T" Lakes Subdivision.

(14) Randy and Maryanne Reiter, adult resident citizens of DeSoto County, Mississippi, currently residing at 222 Green "T" Boulevard East, Hernando, Mississippi 38632, owners of lot 61, Section D, First Edition, Green "T" Lakes Subdivision.

(15) Waymon E. Carver, Jr. and Mary M. Carver, adult resident citizens of DeSoto County, Mississippi, currently residing at 196 Green "T" Boulevard East, Hernando, Mississippi 38632, owners of lot 62, Section D, First Edition, Green "T" Lakes Subdivision.

(16) Louis S. Montesi, Jr. and Ladonna F. Montesi, adult resident citizens of DeSoto County, Mississippi, currently residing at 158 Green "T" Boulevard East, Hernando, Mississippi 38632, owners of lot 63, Section D, First Edition, Green "T" Lakes Subdivision.

(17) Ted R. and Sandy Frohs, adult resident citizens of DeSoto County, Mississippi, currently residing at 270 Green "T" Boulevard East,

Hernando, Mississippi 38632, owners of lot 65, Section D, First Edition, Green "T" Lakes Subdivision.

(18) B. J. and A. J. Andrise, as co-trustees, adult resident citizens of DeSoto County, Mississippi, currently residing at 133 Green "T" Boulevard East, Hernando, Mississippi 38632, owners of lots 66 and 67, Section D, First Edition, Green "T" Lakes Subdivision.

(19) Roy D. and Wanda J. Rucker, adult resident citizens of DeSoto County, Mississippi, currently residing at 835 Palmer Drive, Hernando, Mississippi 38632, owners of lot 68, Section D, First Edition, Green "T" Lakes Subdivision.

(20) Gary Edward Toney, adult non-resident citizen of the state of Mississippi, whose residence and post office and street address for purposes of service of process are 8663 Maple Creek Cove, Germantown, Tennessee 38138, owner of lot 69, Section D, First Edition, Green "T" Lakes Subdivision.

(21) Michael E. and Terri L. Headley, adult resident citizens of DeSoto County, Mississippi, currently residing at 325 Country Club Drive, Hernando, Mississippi 38632, owners of lot 70, Section D, First Edition, Green "T" Lakes Subdivision.

(22) Huie and Frances S. Powers, adult resident citizens of DeSoto County, Mississippi, currently residing at 511 Green "T" Lakes West,

Hernando, Mississippi 38632, owners of lot 71, Section D, First Edition, Green "T" Lakes Subdivision.

(23) David H. and Elva M. Leech, adult resident citizens of DeSoto County, Mississippi, currently residing at 415 Country Club Drive, Hernando, Mississippi 38632, owners of lot 72, Section D, First Edition, Green "T" Lakes Subdivision.

(24) Himmat Singh, adult resident citizen of DeSoto County, Mississippi, currently residing at 410 East Commerce Street, Hernando, Mississippi 38632, owner of lot 73, Section D, First Edition, Green "T" Lakes Subdivision.

(25) Brine S. and Penny L. Swindle, adult resident citizens of DeSoto County, Mississippi, currently residing at 500 Country Club Drive, Hernando, Mississippi 38632, owners of lot 74, Section D, First Edition, Green "T" Lakes Subdivision.

(26) Lawrence E. and Trudy R. Loomis, adult non resident citizens of the state of Mississippi, whose residence post office and street address for purposes of service of process are 12704 North Rockwell Avenue, Oklahoma City, Oklahoma 73142-2704, owners of lot 75, Section D, First Edition, Green "T" Lakes Subdivision.

(27) Ronald Wilmer and Barbara Ann McGuire, adult resident citizens of DeSoto County, Mississippi, currently residing at 320 Country Club

Drive, Hernando, Mississippi 38632, owners of lot 76, Section D, First Edition, Green "T" Lakes Subdivision.

(28) Charles M. and Cindy Y. Gordon, adult resident citizens of DeSoto County, Mississippi, currently residing 270 Country Club Drive, Hernando, Mississippi 38632, owners of lot 77, Section D, First Edition, Green "T" Lakes Subdivision.

(29) Maunty Charles and Cynthia Joan Collins, adult resident citizens of DeSoto County, Mississippi, currently residing at 885 Palmer Drive, Hernando, Mississippi 38632, owners of lot 78, Section D, First Edition, Green "T" Lakes Subdivision.

(30) The DeSoto County Plannning Commission and the DeSoto County Board of Supervisors have reviewed the revision of these two lots and have approved same as is evidenced by the Minutes of the DeSoto County Board of Supervisors filed with the Petition herein.

All Respondents have signed Affidavits and Joinders to this cause and have publication for unknown Respondents and interested parties did run in the DeSoto Times one time giving all interested persons five (5) days notice as required by law.

2. The Plaintiffs are the owners of the following described lots: Lot 55 and 56, Section D, First Edition, Green "T" Lakes Subdivision, located in Section 6, Township 3 South, Range 7 West, DeSoto County, Mississippi and recorded in Plat

Book 19, Page 26 in the Office of the Chancery Clerk of DeSoto County, Mississippi. The original plat of Green "T" Lakes Subdivision which include lots 55 and 56, is recorded in Plat Book 19, Page 26 in the Office of the Chancery Clerk of DeSoto County, Mississippi. Attached hereto and made a part hereof is a revised version of lots 55 and 56 changing them from being located in an easterly and westerly direction to a northerly southerly direction, as on the plat hereto and made a part hereof as Exhibit "A". This revision should not in any way affect the value of any of the adjoining lot owners' properties and it would allow the lot owners better use of their 4.46 acres. This revised plat will not affect the set back lines or the easements contained in lots 55 and 56.

3. Section 19-27-31 of the Mississippi Code Annotated (1972 as amended), authorizes this Court to revise and alter the recorded plat of the subdivision as to lots 55 and 56. No owner of a mortgage would be adversely affected by this proposed revision and none of the adjoining lot owners would be affected. No easements or set back lines are being altered with this revision and none are being built upon.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that Plaintiffs suggested revision of the original plat of lots 55 and 56, Section D First Addition, Green T Lakes Subdivision, is approved as shown on the attached Exhibit A shown with and without the improvements thereon.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that a copy of Exhibit A shall be attached to this Order and made a part hereof and that this Order shall be recorded in the Chancery Clerk's Office, DeSoto County, Mississippi, in the Land Deed Records with a memorandum of the revision being placed on the prior recorded plat in Plat Book 19, page 26, in the office of the Chancery Clerk of DeSoto County, Mississippi.

ORDERED, ADJUDGED, AND DECREED this 21st day of July, 1997.


CHANCELLOR

APPROVED:


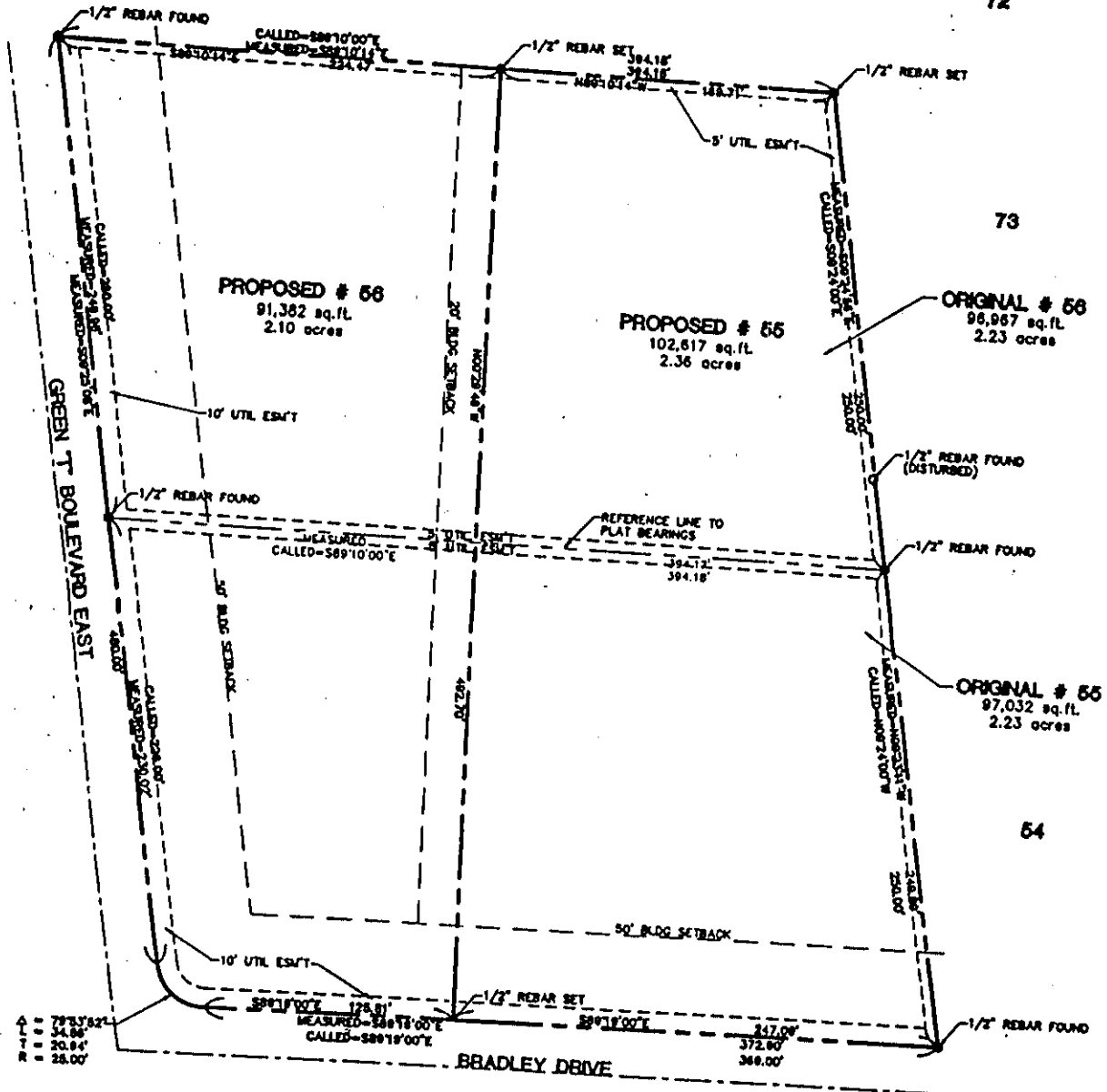

MARY LEE BROWN,
ATTORNEY FOR PLAINTIFFS

EXHIBIT A

57

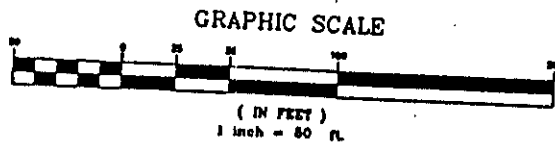
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PRELIMINARY PLAT
NOT FOR RECORDING SALES OR CONVEYANCE

THIS SURVEY IS SUBJECT TO ALL CODES, REGULATIONS, COVENANTS, EASEMENTS, RIGHTS OF WAY AND EASEMENTS OF RECORD.
NO RECORDED EASEMENTS WERE FOUND FOR THE SUBJECT ETC.
THIS IS TO CERTIFY THAT THE HEREIN SHOWN PROPERTY IS NOT LOCATED IN A FLOOD HAZARD AREA ACCORDING TO F.E.M.A. MAP NO. 22033J010 B, DATED 03 MAY 1996.
ALL BEARINGS ARE REFERENCED TO PLAT NORTH.

RUSSELL & COMPANY
ENGINEERS SURVEYORS
6229 HWY. 305, SUITE B
OLIVE BRANCH, MS 38654
601-693-3377



MIKE YARBRO BOUNDARY SURVEY AND LOT DIVIDE
OF LOT 55 & 56 OF GREEN T LAKES SUBDIVISION
SECTION D FIRST ADDITION BEING 4.46 ACRE PARCEL OF LAND
LOCATED IN HERNANDO, MISSISSIPPI
SECTION 6, TOWNSHIP 3 SOUTH, RANGE 7 WEST
SURVEY BY: LB DATE: 9-8-96 PROJECT NO.:
DRAWN BY: LB DATE: 10-14-96 SCALE: 1" = 50'

Exhibit A

